

AO 441 (Rev.5/85) Third Party Summons in a Civil Action

FILED
U.S. DISTRICT COURT
DISTRICT OF ALASKA

United States District Court

DEC 22 PM 2:28

DISTRICT OF ALASKA

PLAINTIFF
FAIRBANKS INVESTORS, INC.,THIRD PARTY SUMMONS IN A
CIVIL ACTION

V. DEFENDANT AND THIRD PARTY PLAINTIFF

UNITED STATES DEPT. OF
AGRICULTURE, FARM SERVICE
AGENCY,

CASE NUMBER F05-023 CV (RRB)

V. THIRD PARTY DEFENDANT

LYALL BRASIER aka LYALL R.
BRASIER, JR. aka LYALL RAYMOND
BRASIER, JR. andJEANETTE BRASIER aka JEANETTE
E. BRASIER aka JEANETTE ELAINE
BRASIER, Husband and Wife;
VANDER WEELE FARMS; and
FAIRBANKS INVESTORS, INC.TO: Name and address of Third Party Defendant)
JEANETTE ELAINE BRASIER
PO BOX 483
DELTA JUNCTION, AK 99737

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

JOHN J. BURNS
BORGESON & BURNS PC
100 CUSHMAN STREET #311
FAIRBANKS, AK 99701DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)DANIEL R. COOPER, JR.
ASSISTANT US ATTORNEY
US ATTORNEY'S OFFICE
222 W. SEVENTH AVE #9 RM. 253
ANCHORAGE, AK 99513-7567

an answer to the third-party complaint which is herewith served upon you within 20 days after the service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9 (h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14 (c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

IDA ROMACK

DEC 05 2005

CLERK

DATE

(By) DEPUTY CLERK

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AO 441 (Rev. 5/85) Third Party Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me(1)	DATE DECEMBER 13, 2005
NAME OF SERVER JOY McCULLOCH	TITLE LEGAL ASSISTANT

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the third-party defendant. Place where served: _____
- ☐ Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- ☐ Returned unexecuted: _____
- ☒ Other (specify): THIRD PARTY SUMMONS & THIRD PARTY COMPLAINT SERVED VIA CERTIFIED MAIL

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 12/21/05
Date

Joy McCulloch
Signature of Server

222 W. 7th Ave., Rm 253, Anchorage, AK 99513
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Z 262 264 247

US Postal Service
Receipt for Certified Mail
 No Insurance Coverage Provided.
 Do not use for International Mail (See reverse)

Sent to	
Jeanette Elaine Brasier	
Street & Number P O Box 483	
Post Office, State, & ZIP Code Delta Junction, AK 99737	
Postage	\$ 2.90
Certified Fee	2.30
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.75
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 6.95
Postmark or Date 12/8/05	

PS Form 3800, April 1995

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <i>Jeanette Brasier</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Jeanette Brasier</i> <input type="checkbox"/> Date of Delivery</p> <p>C. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p> <p>DEC 7 2005</p>	
<p>1. Article Addressed to:</p> <p>Jeanette Elaine Brasier P O Box 483 Delta Junction, AK 99737</p>		<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>2. Article Number (Transfer from service label) Z 262 264 247</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-14-8509

I declare under penalty of perjury that a true and correct copy of the Third Party Summons was sent to the following counsel of record on December 22, 2005, via:

(X) U.S. Mail

John J. Burns
Borgeson & Burns, PC
100 Cushman Street #311
Fairbanks, AK 99701

Executed at Anchorage, Alaska, on December 22, 2005


Office of the U.S. Attorney